



Atty. Dkt. No. 053466-0299

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Akihiro FUNAKOSHI *et al.*

Title: A PREVENTIVE OR THERAPEUTIC AGENT FOR PANCREATITIS  
COMPRISING IL-6 ANTAGONIST AS AN ACTIVE INGREDIENT

Appl. No.: 09/762,550

International 8/23/1999

Filing Date:

371(c) Date: 2/9/2001

Examiner: Lorraine Spector

Art Unit: 1647

Confirmation 5276

Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated December 15, 2008, finally rejecting Claims 14, 16-23, 25, and 26.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☐ To be paid as detailed below

☒ Not required (Fee paid in prior appeal)

The required fees are calculated below:

<input type="checkbox"/>	Notice of Appeal Fee	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$490.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$490.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$490.00

The above-identified fees of \$490.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

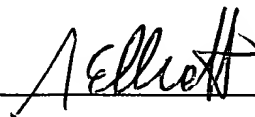
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

May 13, 2009

By



FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 295-4726  
Facsimile: (202) 672-5399

Simon J. Elliott  
Attorney for Applicants  
Registration No. 54,083